

Court of Appeals, State of Michigan

ORDER

People of MI v Corey Edward Chambers

Docket No. 308959

LC No. 2011-002835-FH

William B. Murphy, C.J.
Presiding Judge

Joel P. Hoekstra

Mark T. Boonstra
Judges

The Court orders that, in lieu of granting defendant's delayed application for leave to appeal, the matter is REMANDED to permit the trial court to perform the ministerial task of amending the presentence investigation report (PSIR). Defendant is entitled to have an accurate PSIR sent to the department of corrections. MCL 771.14(6); *People v Spanke*, 254 Mich App 642, 649; 658 NW2d 504 (2003). The record reflects that the trial court accepted defendant's challenge to the scoring of offense variable (OV) 8, but that change is not reflected in the PSIR. Accordingly, the PSIR should be amended to reflect a score of 0 points for OV 8. In all other respects, the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented. We note there is no evidence that the trial court's assessment of attorney fees is currently being assessed against defendant; it is conspicuously absent from judgment of sentence.

We do not retain jurisdiction.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

MAY 23 2012

Date


Chief Clerk